

Otto et al.  
(B&B) TRI-42  
08/398,854

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re: US Patent Application: 09/398,854  
Applicant: Otto et al.  
Attorney Docket: (B&B) TRI-42

Assistant Commissioner for Patents  
Washington, DC 20231

Dear Ms. Rawls

This responds to the Notice to File Missing Parts of Application, including the Reissue Supplement.

In our telephone discussion of October 19, 1999, you confirmed that the Assignee Declaration filed in this case was appropriate, because the Assignee Declaration was submitted by Tricumed...GmbH as assignee and signed by Karl-Heinz Otto, who is an officer of Tricumed...GmbH, the assignee.

We hereby submit a statement under 37 CFR 3.73(b), indicating the reel and frame of the recorded assignment from the inventors to Carl Zeiss. Recently, we filed the assignment from Carl Zeiss to Tricumed...GmbH for recording in the USPTO. However, we have not yet received the reel and frame information pertaining to that assignment as yet.

Respectfully Submitted,



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I hereby certify this correspondence is being submitted to the U.S. Postal Service by facsimile transmission to Assistant Commissioner for Patents, Washington, D.C. 20231 on October 25, 1999, fax number 703-308-7749.

*M. Robert Kestenbaum*  
M. Robert Kestenbaum

PTO/3506 (2-96)

Approved for use through 09/30/2000. OMB 0651-0031  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE~~the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.~~**STATEMENT UNDER 37 CFR 3.73(b)**Applicant: Tricumed Mediz intechnik GmbHApplication No.: 08/321,638 Filed: October 11, 1994Entitled: Process for the Adjustment of a Switchable Flow Limiting Apparatus and an Apparatus Operating According to the ProcessTricumed Medizintechnik GmbH, a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of an undivided part interest

In the patent application identified above by virtue of either:

A [ ] An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 73/3, Frame 750, or for which a copy thereof is attached.

OR

B [X] A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below.

1. From: the inventors To: Carl-Zeiss-Shiftung  
The document was recorded in the Patent and Trademark Office at Reel 73/3, Frame 750, or for which a copy thereof is attached.
2. From: Carl-Zeiss-Shiftung To: Tricumed Medizintechnik GmbH  
The document was recorded in the Patent and Trademark Office at Reel 73/3, Frame 750, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the Patent and Trademark Office at Reel 73/3, Frame 750, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

[X] Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Sept. 14th 1999

Date

Signature

Karl-HEINZ OTTO

Typed or printed name

MANAGING DIRECTOR

Title

Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments or suggestions you have concerning the time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

10 25 1999 3:00PM

FROM M ROBERT KESTENBAUM 001 505 323 0005

F. 4

9-14-1999 8.48AM

FROM ROBERT KESTENBAUM NO 505 323-65

P. 2

Assignment of United States Patent (Single assignor; single assignee)			Docket No. (B&B) TRI 42
U.S. Patent No. 5,667,504	Issue Date September 16, 1997	Application Serial No. 08/321,638	Filing Date October 11, 1994
Title of Invention: Process for the Adjustment of a Switchable Flow Limiting Apparatus, and an Apparatus Operating According to the Process			
Owner of Record (hereinafter "Assignor")  Carl-Zeiss-Stiftung	Residence or Principal Place of Business of Assignor  D-89518 Erlangen-Nürnberg (Brenz) Germany		
Assignee  Tricumed Medizintechnik GmbH	Residence or Principal Place of Business of Assignee  Rontgenstrasse 7a D-24143 Kiel Germany		
<p>Whereas, the above-identified Assignor is the sole owner of record of the above-identified United States Patent, and;</p> <p>Whereas, the above-identified Assignee is desirous of acquiring the entire right, title and interest in the same;</p> <p>Now, therefore, in consideration of the sum of one dollars (\$1.00), and other good and valuable consideration, the receipt whereof is hereby acknowledged, Assignor, by these presents does sell, assign and transfer unto said Assignee the entire right, title and interest in and to said Patent; the same to be held and enjoyed by said Assignee for its own use and behoof, and for its legal representatives and assigns, to the full end of the term for which said Patent is granted, as fully and entirely as the same would have been held by Assignor had this assignment not been made.</p> <p>Executed this 14th day of September, in the year 1997 at 06 o'clock p.m.</p> <p><i>P. Graßmann</i> <i>K. Gatzig</i></p> <p>Signature of Assignor (or of authorized signatory if Assignor is a corporation, partnership or association)</p> <p>Peter Graßmann      Klaus Gatzig</p>			